

AO 440 (Rev. 10/93) Summons in a Civil Action

# United States District Court

CENTRAL

DISTRICT OF

MASSACHUSETTS

DONALD P. SPEAKMAN, STEPHEN H. WEDEL  
and MARK L. ROBARE, Individually and On  
Behalf of All Others Similarly Situated,

2004 JUN 14 P 1:19

SUMMONS IN A CIVIL CASE

CASE NUMBER:

V.

ALLMERICA FINANCIAL LIFE INS. & ANNUITY CO.,  
FIRST AMERICA FINANCIAL LIFE INS. CO., ALLMERICA  
FINANCIAL CORP., JOHN F. O'BRIEN, EDWARD J.  
PARRY, III, RICHARD M. REILLY and JAMES E.  
BELLNER

04-40077

TO: (Name and address of defendant)

FIRST AMERICA FINANCIAL LIFE INS. CO.  
c/o Mary M. Eldridge, Clerk  
34 Riedell Street, Esqt  
Douglas, MA 01516

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Nancy Freeman Gans  
MOULTON & GANS, P.C.  
33 Broad St., Suite 1100  
Boston, MA 02109-4216  
(617) 369-7979

Stephen L. Hubbard  
Robert W. Biederman  
David M. Grossman  
HUBBARD & BIEDERMAN, L.L.P.  
1717 Main St., Suite 4700  
Dallas, TX 75201  
(214) 857-6000

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

DATE

5-18-04

*Manda Tolonen*  
(BY) DEPUTY CLERK

FD-440 (Rev. 10/93) Summons in a Civil Action (Reverse)

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE MAY 25, 2004
NAME OF SERVER (PRINT) BARBARA Stacy Smith	TITLE CONSTABLE

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: \_\_\_\_\_
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_

☒ Other (specify): BY LEAVING AT THE LAST AND USUAL PLACE OF ABODE OF MARY M. ELDRIDGE, CLERK FOR THE WITHIN NAMED DEFENDANT FIRST AMERICA FINANCIAL LIFE INS. CO. - SAID SERVICE WAS MADE AT 34 RIEDELL STREET, DOUGLAS, MASS.

**STATEMENT OF SERVICE FEES**

TRAVEL	\$20.00	SERVICES	\$75.00	TOTAL	\$95.00
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on MAY 25, 2004  
Date

Barbara Stacy Smith  
Signature of Server

707 E. 6th ST., SOUTH BOSTON, MASS.  
Address of Server